P.F. 92 & 93

G. R. S. IX-5]

Previous references. 1893-94

192

(L-R)

File No 1-7 & 93

Serial Nos 1 to 4

Later references.

GENERAL AND REVENUE SECRETARIAT

Serial Nos. 1 to 4

Part B for January 1894.

SUBJECT.

claim of Lakshapa s. of the Patel of Sanur Annamakar, Dewanahalli Taluk.

Continued

WD 2258—6121—20,000 15-6-26

Entered

Appeal Suit No.

Petitioners	Counter-petitioners
Sorabsa Kom	Ramcaspa
& Dodda Kanny	& Dodda Kanny
Dinakarii Kalai	Dinakalkalai

Referred by Commission against the respondent-petitioner Ramcaspa dated December 1st 1892 & Ramcaspa to the Local Hotel of Same Nanniker.

Local officials having been received by the respondents for the interests of Central Nadar & Same Kanniker happened to be referred to the Commissioner for enquiry & report.

On the enquiry held in the Nanniker Hotel Interest of the petitioners were taken by Com. Sorabsa Kom & the other witnesses Kanniker Nanniker Hotel & the office.

The evidence in detail is as stated - Nanniker having the qualification and claims of Calculated for the Petitioners of Nanniker Village in the Calculated for, prefer that Hotel Ramcaspa of Same Nanniker resigned the office of Hotel in the year Nalu (1891-92) and the Nanniker resigned to the respondents of Nanniker, to whose interest the Nalu Nanniker allotted, he agreed in 1884 that the Nanniker of Nanniker Village were resigned

5th July 93.

Nalu
7 Nay - Sorabsa Kom
3 - Ramcaspa
2 — Ramcaspa Kom
1 — Nilaspa
2 — Nanniker

1. Sorabsa Kom
2. Ramcaspa
3. Ramcaspa Kom
4. Nagaspa
5. Nanniker
6. Nallamuthu
7. Nalli Sorabsa
8. Dodda Nalli Nilaspa

No. 7 of 26-4-92

that Soobbiah was the Potel of the Village when it was held by him on Kayampattu tenure, but that it was sold by Appajah for arrears due by Government by the Kayampattadar and that Appajah was doing duty until Chitrābhanu 1882-83 when he resigned the Village.

As no one had been appointed to the office from that time and as both of them claimed the office the Amildar wanted to know as to whom preference should be given in filling up the place.

No. 478/30-7-92

The Dy. Commissioner forwarded the above to Assistant Commissioner Mr. Raghavachar for Enquiry and Report with his opinion.

24-11-92

Mr. Raghavachar having Enquired into the matter submitted his memorandum to the following Effect.

In the Bārabalutī Register Veerabhadra Gowda's name was shown as Potel for Same Amani Kere. The document executed by him in favor of Subbanna promising to pay the 50 per cent of the Potel's income was proved. On Veera Bhadra Gowda's death his nephew Mooneappa succeeded, but it was not known on what conditions. The latter resigned in Chitrābhanu 1882-83 and again in Sarwadhari 1888-89 he agreed to do the duties and had no objection to Soobbaiah being appointed.

He further considered that the following two points were necessary to be decided in the matter.

1. Whether there was any Kalkoar Potel?
2. Who was the fittest person for the Potelship?

As regards the 1st point he states that the only evidence in favor of Venkanna was the mention of his name in the Register of 1868 and the document executed by Veera Chinnappa Nayaka. But when a Sannad was granted to the latter, the former did not bring to record that Veera Chinnappa was his Yumasta, and on his death neither Venkanna nor his heirs came forward to nominate a successor. And even when Koonappa resigned the office they did not make any arrangement for the performance of the work. Therefore their right was forfeited. 1-3-77

He was also of opinion that the person to be appointed was entirely at the discretion of Government. He therefore recommended Soobba Row for the office, subject to his residing in the nearest village to the Amanikere and suggested that the Potgi of the past years might be paid to the person whom the Jamabandi Officer might recommend as having performed the office.

Thereupon Mr. Raghava Char was asked by the Dy. Comr. to report as to who had been doing the work and under whose authority. No. 300 of 27-12-92

In reply Mr. Raghava Char intimated that the Amildar reported that no one was doing Potel's duty, that the Shanbogue was attending to collections & that Chinnappa was probably dead. No. 444 of 16-2-93

On this the Dy. Commissioner having caused a list showing the names and other particulars of applicants for the Potel office of Sanne Amanikere prepared and submitted to him and on carrying in the views expressed by Mr. Raghava Char that the office was at the dis-

by the Island, the Total of the respective Villages
could be certified to me. 2.

And the Arabian stated that the Land
lying in Cooperee, in Lefanalo Island was the property
and possessed by the following individuals
Viz. the Chiefs name was the present Chief
of that Island. 3 Proprietors

1 Sarbee Kaw
2 Nooneaffa
3 Nooniaman Jarda

Sarbee Kaw claimed the Office on the
ground that his ancestors were the original
Settlers, that in 1872 his father Chief
Tooneaffa and the Inhabitants of
Lefanalo Island, Viz. Nooneaffa
was appointed Chief of Vaine Lemeilare
on condition of his paying half of the annual
Office and also to make Canoes for the
Natives when required to go on the Labour Trade April 75
and that after his death the said Nooneaffa
succeeded to the Office and the Eldest and principal
Chief of Nooniaman.

Nooneaffa claimed the Office on the
ground that his uncle Vaine Lemeilare
was the original Settler and after his death
Nooneaffa succeeded to the Post and principal
Chief of Nooniaman. Nooneaffa further stated that
he had no objection if Government were
to appoint Sarbee Kaw to the Office original
Natives.

Nooniaman Jarda claimed the Office
on the ground that Le Lette Valli, a Polynesian
Village formerly the property of his
to the same Ancestors during the Survey.

The Arabian further stated that there
was no Petition for Selima Le Valli Village,

5

7-5-93

6-5-93 &
16-5-93

Inv. 629 of 16-6-93

5. That in the year Sarvadhari the counter petitioner again entered upon the duties of the potti with the consent of the Mahajan.

6. That the counter petitioner has no manner of right to the Potali; and that he has been discharging the duties of the potali for and on behalf of the Mahajan.

7. That the counter petitioner has admitted the petitioners hereditary right to the potali, and has not the slightest objection to make over the office to the petitioner.

8. That under the circumstances the Dy. Commissioner appointed the petitioner for the office as per order of 7th May 1893, the certified copy of which is hereto annexed

9. That the Dy. Commissioner should not have cancelled the said order and deprive the petitioner of the office to which he is entitled on grounds of hereditary right; especially considering the fact that counter petitioner has expressed his readiness to make over the office to the petitioner.

10. That the petitioner is the a respectable land-holder paying a Kandayam of Rs. 250/-

11. That he has been paying a Kandayam of Rs. 108-4-0 for Same Cumaniddere in question; while the counter petitioner has no lands in Same Cumaniddere.

12. That the petitioner and the Mahajan of the Village are divided in two sects; that the petitioner has been adopted by one Ramayya and that there is no dispute about the said adoption, which is admitted on all hands.

No. 243 of 23-8-93

The Dy. Commissioner observes that though the Divisional officer reports that Soobba Row was adopted into a different family, the fact that he was the natural brother of Hanmanda Row, the Shanbogue, was held by him to be against Soobba Row's appointment, his Kabdari not being recognised, as otherwise the object of the rule, that the offices of Shanbogue and Patel should not be held by the same family, would, in Spirit, be violated -

H.

6

And Sondra Lee Rice Bertram, but the addition was made in addition to Lawrence Lee.

Mrs. Wayne Lee Bertram died ---- Respondent testified, that she separated from Lee after the birth of Lawrence Lee, but did not file suit for divorce. She testified that Lee was a good father, and that she knew of no reason why he should not have the custody of Lawrence Lee. She further testified that she had no objection to Lawrence being adopted, but did not want Virgil Lee Bertram.

Thereupon the Co. Commissioner signed that Sondra Lee Bertram be adopted by Respondent Virgil Lee Bertram. 3-7-53.

After this case, Petitioner-Sondra Lee Bertram withdrew as petitioner. 2-7-53.

1. That the petitioner and the minor Lawrence Lee Bertram, file this petition for adoption of Lawrence Lee Bertram from his lawful husband.

2. That the petitioner further represents that he is a resident of Dallas, and has resided in this County for more than two years next preceding the filing of this petition, and that the said Lawrence Lee Bertram is a resident of Dallas County, Texas.

3. That the said Lawrence Lee Bertram is about 4 years of age and is not over fourteen years of age. Lawrence has resided in the home of the petitioner.

4. That the only living parents of the said Lawrence Lee Bertram are the petitioners herein. Evidence upon the hearing of said petition, that the said Lawrence Lee Bertram is a resident of Dallas County, Texas.

M/u No 238 of 1873-74

Appl
Subbarau
of Doddasanne
Devanhalli Taluq
Bangalore
Represented by Mr. C. Krishnaiyer, Advocate

Resp[t]
Muniappa.—

Appellant's uncle Venkanna was the Patel of Dannikari & his name appears as such in the Resp[t]s Regr. for Premakka 1873-74

The uncle of the Resp[t] was appointed Patail, apparently at the request of appellant's uncle & there stamped uncle
on a document executed by Resp[t]s father in which he promised to give up the office when needed by the appellant's family or
~~the fact is mentioned, & in which he also agreed to~~
~~pay~~ appellant's uncle half the emoluments of the ~~while he held the~~ office Resp[t] resigned the office in about 1882-83 & office remained vacant till 1892, when Resp[t] having acknowledged the truth of the document above mentioned & having also expressed that he had no objection to the appellant's appointment, the D[t] Court appointed

ted by
elvrieldgar
e
7. 7. 93

MYSORE REVENUE OFFICE
PETITION DEPARTMENT.
RECEIVED 238R
DATE 27-7-93

Two Rupees Stamp.

In the Court of the Deputy Commissioner of Bangalore

Petition No. 11 of 1893

Petitioner
Subba Rao s/o
Vadda Sanney,
Devanahalli Taluq

vs

Counter Petitioner
Muniappah s/o
Vadda Sanney,
Devanahalli Taluq

J.R. 127-93

The Petitioner begs to file this petition in this Honorable Court against the order of the [redacted] Deputy-Commissioner Bangalore dated 3rd July 1893 for the following amongst other grounds:—

1. That the Petitioner and his ancestors have been the Shekdars of the Patel's office of Sanney Amanikery, Devanahalli Taluq, from time immemorial.

2. That as the Petitioner's father Ramappa has in Government service as Shekdar, he arranged with the Counter Petitioners uncle

one

(D)

Appellant in May 1893.
Subsequently, it having been
brought to the notice of H. Dy
Comr that appellant's
brother who was adopted by
his uncle was the Sharbhoy
of the Village (appellant's
being adopted by his uncle) & that he
[illegible] while in office has been
suspended for 10 years, the
[illegible] he (Presidency Comr)
Cancelled the appointment of
appellant & appointed respdt
in his place. in July 1893.
The appeal is against the
order.—

The only question
against the appointment of the
appt is that his brother is Sharbhoy
but there is not a serious objection
He has certain better
claims than the respdt & the
Dy Comr is requested to
reinstate him to office.

24/11/94

W. is referred to the
Dy Comr who has been
requested to reinstate
him in office 24/11/94

7. That the Counter Petitioner has admitted the Petitioner's hereditary right to the Pakeli, and has not the slightest objection to make over the office to the Petitioner.

8. That under the circumstances the Deputy Commissioner appointed the Petitioner for the office as per order dated 7th January 1893 the Certified copy of which is hereto annexed.

9. That the Deputy Commissioner should not have Cancelled the said order and deprived the Petitioner of the office to which he is entitled on grounds of hereditary right, & especially considering the fact that Counter Petitioner has expressed his readiness to make over the office to the Petitioner.

10. That the Petitioner is a respectable land holder paying a Kandayam of Rs 250-12-0

11. That he has been paying a Kandayam of Rs 108-4-0 for Sammey Amanikery in question; while the Counter Petitioner holds no lands in Sammey Amanikary.

12. That the Petitioner and the Shanbhogue

of

the Vera Chinnayya under document dated the 8th day of the Magha Sunthsyat of Vyaka of Vyavaharika, that the said Vera Chinnayya should discharge the duties of the Patel as the Gumastah of the Huckdar.

3. That after the death of the said Vera-Chinnayya about 15 years ago his brother Son the Counter Petitioner herein was appointed in place of the said Vera Chinnayya.

4. That the Counter Petitioner received on the 6th instant, the Petition entered upon the duties of the said Patel as Huckdar, and that he was discharging the duties of the Patel till Sunrise.

5. That in the forenoon, the Counter Petitioner again entered upon the duties of the Patel in the house of the Huckdar

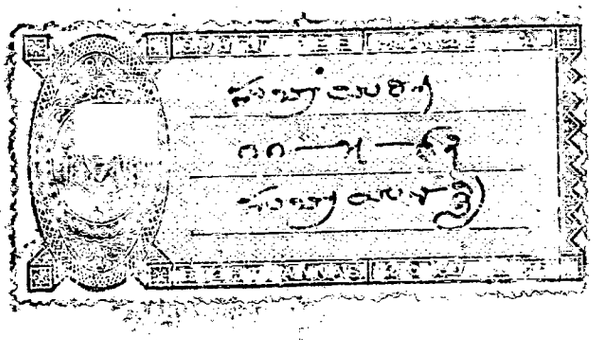
6. That the Counter Petitioner has no manner of right to the Patel; and that he has been discharging the duties of the Patel for and on behalf of the Huckdar.

of the Village are divided against it, that the
Petitioner has been advised by one Ramayya
and that there is no dispute about the
said addition, which is admitted on all
hands.

For the above reasons the Petitioner
respectfully prays that the depositions
mentioned in the said 3rd July 1893 may
be set aside, and that his order of the
7th May 1893 may be restored. The Petitioner
further prays that His Honorable Court
may be pleased to direct that the order
of the deputy Commissioner should be kept
in abeyance until the disposal of
this petition

Bangalore
27th July 1893

Petitioner



15

Copy of order passed by the Deputy Commissioner Bangalore District on the 3rd July 1893 regarding the Potail ship of Sanne amani Kere, Kasaba Hobli - Devanhally Taluq claimed by Soobba Rao

To no. 12

Order

Soobba Rao, cannot be appointed. — Ramiappa must be restored. An abstract prepared in this office with the order thereon is also put up with the proceedings.

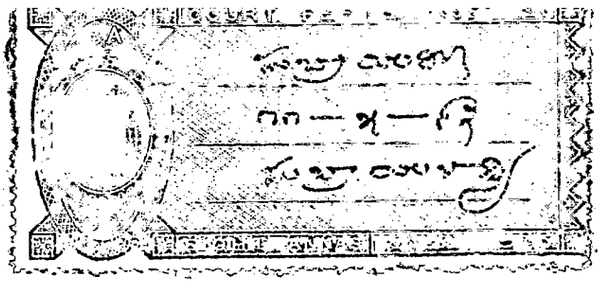
Bangalore
3rd July 1893

/Signed/
M. Annaji Rao
for Deputy Commissioner

(Copy)

Copy applied for 5-7-93
" ready 21-7-93
" delivered 21-7-93
Subba Rao

Words 70.
fee -1-6
C fee --4
--1-10



6

Copy of Order passed by the Deputy Commissioner Bangalore District on the 7th May 1893. regarding the Polail Shipp of Sanne annaiKere Kasaba Hobli Devanhalli Taluq Claimed by Subba Rao

No. 409

Order

Soobba Rao as recommended by Divisional officer is appointed.

7th May. /93.

/Signed/ Mir Shujaat ali
Deputy Commissioner

Copy applied for. 5-7-93
" ready 21-7-93
" delivered 21-7-93
to Subba Rao

"Copy"

Asst Inspector

Compd with 1st General Post Commr.

words 50

Fee 1-6
Cfee — 4
" — 1-10

Before the Government of *His Highness* the Maharaja of Mysore.

Petn.
Appeal No. 238 of 1893-94

Appellant. Vs. Respondent.

Subbarow
Doddasaune
Devanhally Taluk
represented by Mr. N. Chelvirangar
advocate

Munisappa.

L. R. 127-93-3

Decision.

Appellant's uncle Venkatanna was the Patel of Saunekere Amani and his name appears as such in the Old Registers. In Saimuka 1873-74 the uncle of the Respondent was appointed Patel, apparently at the request of appellant's uncle. There is a stamped document executed by Respondent's uncle in which he promises to give up the Office when needed by the appellant's family and meanwhile agreed to pay appellant's uncle half the emoluments of the Office. Respondent resigned the Office in about 1882-83. The Office remained

remained vacant till 1892,
when respondent having
acknowledged the truth of
the document above men-
tioned and having also
expressed that he had no
objection to the appellants'
appointment, the Dy. Comm.
appointed appellant in
May 1893. Subsequently,
it having been brought to
the notice of the Dy. Comm.
that appellants' brother
was the Shanbogue of
the village (appellant
however being adopted
by his uncle) ~~and that~~
~~his father was in office~~
~~had been suspended for~~
~~a year~~, he (present Dy.
Comm.) cancelled the
appointment of appellant
and appointed Respondent
in his place in July 1893.
The appeal is against his
order.

Submitted -
This is not stated a
ground to interfere
in the Dy Comm's order
It was only an allega
of complainant Krish

The only objection against
the appointment of the appellant
is that his brother is Shanbog,
but this is not a serious objection
He has certainly better claims
than the Respondent and the
Dy. Comm is requested to

restore

(General Serial No. 30.)

OFFICE OF THE
2628.
24 AUG 93
RECEIVED

189 3.

From

The Dewan
Bangalore

To

The Chief Secretary to the Dewan
of Mysore.

Dated 23rd August 1893.

Despatched 24th August 1893.

Received

Enclosures No. 1 file

General No.

No. 243.

The Chief Secretary's
letter dated, forwarding
for record, petition from
Subbaraya Mudaliar
regarding the sale of some
Amanis here, demanding
Salute.

In returning the enclo-
sure of the above, I beg to
submit the usual record

Peter Br.
Comm
24/8

Posted to 21-Dec- 23-1-94 in hearing
Petition & be p/med to Appellate
& Municipal
Sign

L.R. 127-93-2

Memo

of the case, the facts of which are stated in the memo-
attached. 18

2. Though the Virginal Officer reported that Isabella
Rose was adopted into a different family, the fact
that he was the biological brother of Emmanuella Rose,
the Ambassador, was held by the Commissioner
to be against Isabella Rose's interests, his status
not being recognized, as otherwise the object of
the rule, that the offices of Ambassador and Real should
not be held by the same family, would pointedly
be violated.

W. Lawrence Mason

for the Commissioner

MWS

Above from Office.

21 Bye-law

2

Ref 5/21/94

Robert Clerk

Correct order.

RR ✓
13485
No PT.92-93. 5/21 2.'94
Memo.

Copy forwarded to the Dy. Comm. Bangalore District with reference to this Market No. 243 dated 23rd Augt 1893. Vernacular records are returned.

Robert Clerk.

RR

No. 738

22

MYSORE DEWAN'S OFFICE, 13-2-94

PETITION DEPARTMENT,

8 February 1894

Endorsement granted to Subbarao son of Venkata Rama Dasanhally Taluk,

in reply to his Petition Registered No. 238 dated 2nd July 1893 regarding his claim of the Petitioner's Rama Ammanivar ~~talak~~.

Petitioner is ~~informed that~~ referred to Dy. Comm. who has been requested to return him papers

cc

K. R. 127-93-4

"By Order"

Chief Secretary.

Comm. order

S.K.R.

Mysore Govt. Central Press, Bangalore.—9-2-93—2000.